

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

TONY MURRAY, #129 256, )  
                                )  
Plaintiff,                 )  
v.                            )      CASE NO. 2:05-CV-1240-MEF  
                                )      [WO]  
MS. VELINDA WEATHERLY, )  
                                )  
Defendant.                 )

**ORDER**

There being no objections filed to the Recommendation of the Magistrate Judge filed herein on November 13, 2007 (Doc. #17), and upon an independent review of the file in this case, said Recommendation is hereby adopted, and it is the

ORDER, JUDGMENT and DECREE of the court that:

1. Defendant's motion for summary judgment (Doc. #5) is GRANTED;
2. Judgment is GRANTED in favor of Defendant and against Plaintiff;
3. This case is DISMISSED with prejudice; and,
4. The costs of this proceeding be taxed against Plaintiff for which execution may

issue.

Done this the 11<sup>th</sup> day of December, 2007.

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/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE